

Kraus's Will Held Forgery; Million to Kin

Surrogate Foley Upholds Findings of Referee That Thomas and Wife Offered a Fraudulent Testament

\$180,000 Shortage Found

Contention That Official of Pencil Company Died a Bachelor Also Sustained

Establishing the report of John Godfrey Saxe as referee, Surrogate Foley decided yesterday that the will of Samuel Kraus, former vice-president of the Eagle Pencil Company, submitted for probate by Oscar B. Thomas, lawyer, and his wife, Mrs. Adeline Thomas, who described herself as a daughter of Mr. Kraus, was a forgery. Thomas died last November under circumstances which led to an investigation into the possibility of murder. The Surrogate also found that Mrs. Thomas, named with his wife as executrix of the Kraus estate, misrepresented \$180,000 of the estate in her account, and that she had been guilty of a shortage of \$180,000. Surrogate Foley appointed Solomon B. Kraus, of 111 West End Avenue, brother of the testator, and the Manufacturers Trust Company as administrators of the \$1,000,000 estate, which now will go to relatives of Mr. Kraus.

The will filed for probate by Mr. and Mrs. Thomas was three-quarters of the estate of Mr. Kraus, referred to as "my daughter," and instructed the executors to pay to Mr. and Mrs. Thomas, as trustees, the sum of \$180,000, to be paid in weekly payments to his wife, from whom he is separated.

The two men are locked up at the County Street police station, in Brooklyn. According to Detective Morris, Wagner and Carroll, of that precinct, who arrested them, they have admitted their guilt and the reasons given for their action.

The holdup was in a grocery store at 301 Graham Avenue, Wednesday morning. Joseph Goldstein, the proprietor, was bound and gagged and his assistants took \$180,000. He gave the police a description of the men, and the detectives soon suspected Kaufman.

Investigation showed that he had been married a few days before the holdup and that his friends had twisted him with his failure to take his bride on a wedding trip. By Thursday, however, Kaufman had made good his omission. He and his bride were in Stamford, Conn., the detective learned, and the young woman had written to a relative that her husband had plenty of money and spent it generously.

The detectives went to Stamford and found the happy couple. At Kaufman's request, they did not reveal themselves to his wife as policemen, but explained that they had come to see her husband on an important business matter which required his immediate attention in New York.

It was not until they reached the police station last night and the grocer had identified Kaufman as one of his assistants, that Mrs. Kaufman learned what the situation was. She collapsed and Captain Carey was on the point of calling an ambulance for her when the first aid treatment of the policemen restored her.

Florin was found in a motion picture theater and taken to the police station. Goldstein identified him also.

Half De Lamar Estate Of \$29,000,000 For Sale

Surrogate's Decision and Shift in Bequests Straighten Out Mine Owner's Estate

Surrogate Coleman decided yesterday that one-half of the \$29,000,000 estate of Captain Joseph B. De Lamar is taxable under the transfer tax law of the state.

Captain De Lamar, capitalist and

mine owner, left specific bequests of \$500,000 to charitable institutions and also created a trust fund of \$10,000,000 for his daughter, Miss Alice Antonette De Lamar, providing that in case she died without issue the principal of this fund should go to the residuary legatees, who were Harvard University, Johns Hopkins University and Columbia University.

On April 13, 1921, Miss De Lamar executed an instrument, waiving all right to any part of the residuary left to the institutions. This was done because in his will Captain De Lamar left to the three universities and the charitable institutions more than one-half of his estate, which is not permitted by the decedent's estate law of New York. In return, the universities assigned to her all their interest in the \$10,000,000 fund left for her support.

Surrogate Coleman held that the part of the estate over the one-half limit left to the institutions is taxable because it was not a direct bequest from Captain De Lamar. That share belonged to Miss De Lamar, that she held, and vested in her, and it was she who turned it over to the institutions.

Hold-Up Provides Honeymoon Trip. Alimony: 2 Jailed

Brooklyn Prisoners Said to Have Confessed Robbing Grocer of \$418; Bride in Collapse at Police Station

Charles Kaufman, of 421 Bushwick Avenue, Brooklyn, who was arrested yesterday charged with robbery, is said by the police to have staged a hold-up to raise money for his honeymoon expenses. His alleged accomplice, Salvatore Florin, of 27 Beaver Street, Brooklyn, is said to have engaged in the enterprise to make up arrears in weekly payments to his wife, from whom he is separated.

Memorial Planned for Women War Martyrs

Artists and Sculptors in All Parts of U. S. Asked to Submit Designs for Shaft

Artists and sculptors throughout the United States are invited to submit designs for a national monument to American women who gave their lives in the war. The offer was made yesterday by the National Committee for the American Women War Martyrs Memorial, which will conduct a country-wide campaign for the memorial from headquarters in the Hotel McAlpin.

Influenza in Final Week

Dr. Copeland Expects Normal Condition in Ten Days

"Influenza epidemic, according to the experience of the Health Department, runs a course of about six weeks," said Dr. Royal S. Copeland, Health Commissioner, yesterday. "We are now in the fifth week of this epidemic and in all probability in ten days the prevalence of this disease will drop to normal. We have more anxiety regarding scarlet fever and measles than for influenza."

Reports made at the Health Department yesterday showed 318 influenza cases and eleven deaths and 101 pneumonia cases, with sixty deaths. This shows a decrease in deaths from the diseases over the figures of Friday's reports. On that day there were twenty deaths from influenza and eighty-two from pneumonia.

Underhill Telephone Exchange Office Opened in the Bronx

A new telephone central office, to handle a large portion of the connections of the old Westchester exchange, as well as several hundred lines which have just been installed, was opened yesterday in a building at 2411 Troutman Avenue, the Bronx.

The new central has been designated Underhill, taking the name of a section of the borough near Castle Hill Neck, which for generations was owned by the Underhill family. The most distinguished of these landlords was Captain John Underhill, a soldier of the Colonial wars.

Open a Window and Influenza Will Get You as You Snore

"World Renowned Dr. Sauchelli," Who Treats Stage Celebrities Along Broadway, Announces Startling Discovery With Becoming Modesty

Dr. Francesco X. Sauchelli (D. C., Ph. C.), has discovered the cause of influenza and pneumonia. He revealed it last night in a statement which he sent out for immediate release. Like so many great discoveries, it's perfectly simple, once you know what it is. Anybody might have thought of it, but nobody but Dr. Francesco X. Sauchelli (D. C., Ph. C.) did.

"Now," runs the statement given out for immediate release, "comes Dr. Francesco X. Sauchelli, renowned health expert of 2025 Broadway, New York City, with the startling assertion that the principal cause of influenza, pneumonia and other diseases of the head, throat and lungs, is the habit of people sleeping with their windows open with their windows open during the winter months."

It's as easy as that. Shut your windows and shut out influenza; open them and in it comes. Dr. Francesco X. Sauchelli (D. C., Ph. C.) was not the scientific frigate of Dr. Francesco X. Sauchelli (D. C., Ph. C.) did not remove all doubts, the renowned health expert was ready to give reasons for his statement and did so. However, if such names as Daniel Pickman, Rita Ruffo, Prince Pierre Troubetzkoy, Rosa Ralston, Marjorie Rambeau, Alice DeLia, Anna Fitzhugh, Johanna Howland, Richard Macle, Antonio Scotti and Al Johnson failed to settle doubts, reason scarcely could be expected to.

If Antonio Scotti and Al Johnson are

willing to sleep with their windows closed on the advice of their physician, why should any one hesitate to do likewise?

Nevertheless, Dr. Francesco X. Sauchelli (D. C., Ph. C.) told just why open windows are dangerous in cold weather. First, there's the air. It's cold—"freezing," the renowned health expert calls it. Second, there are the blankets. They are too heavy.

The weight of the blankets, Dr. Francesco X. Sauchelli (D. C., Ph. C.) points out, causes pressure. The pressure of the blankets prevents the elimination of "the poisonous toxins," which are generated by the bodily action. Also, the head being cold and the body warm, "the rhythmic circulation of the blood is interfered with." Then come contraction of the spinal column and consequent pinching of the nerves.

Although he revealed so many secrets of science, Dr. Francesco X. Sauchelli (D. C., Ph. C.) modestly refrained in his statement for immediate release from explaining the mystic symbols which follow his name. The dictionary offers for the first combination of letters "D. C., Ph. C." "District Court," "District of Columbia" and "District of Casca." It is possible, however, though not according to the dictionary, that "D. C." signifies "Doctor of Chiropractic."

As to "Ph. C.," the dictionary is dumb. It, however, the renowned health expert is a Philosophical Chiropractor, he probably will be pleased with the prompt publication of the statement which was given out for immediate release.

Gompers to Address Actors on Invasion

The Actors' Equity Association will meet this afternoon in the Republic Theater. The players will listen to an address by Samuel Gompers, president of the American Federation of Labor, on the invasion of the industry here. The meeting will start at 2:30.

It is expected that Mr. Gompers will discuss the situation caused by the complaints of the Equity that there had been what amounted to an invasion of the American stage by English actors.

Mr. Gompers went over this matter on Friday afternoon in a conference with Albert de Courville, who brought two English comedies, numbering about 150 people, to America, the members of which refused to join the Equity on the ground that they did not intend to remain here.

Yesterday afternoon Mr. Gompers conferred at the Hotel Continental with Hugh Fayne and members of the executive committee of the Central Trades and Labor Council. He canvassed the situation thoroughly, but had no comment to make for the newspaper.

Church Started in Stable To Be Consecrated Feb. 24

Bishop Manning to Conduct Ceremonies in New St. Simeon's Edifice

St. Simeon's Episcopal Church is to be consecrated on the morning of February 24 by Bishop William T. Manning. The church, which crowns the summit of the hill at 165th Street, a few yards east of Grand Concourse, was started as a small mission twenty-one years ago.

The first services were held in a stable formerly owned by Robert Bonner the altar standing where the main part had been. For some years this stable, fitted up as a chapel, was a place of worship for many of those who are now members of St. Simeon's Church. In 1906 the parish was incorporated and a stone church and rectory were erected on the present site. In 1917 the work of completing the church was begun and progressed rapidly through the efforts of Commodore George M. Mahall George, the late Mrs. William H. Kingsland, Mrs. Richard T. Auchmuty, the New York Altar Guild and others.

The church is one of the handsomest Gothic structures in that part of the city, though the tower is yet to be completed. The tower and the inclosed parish house are to be a memorial to the late Bishop Charles Sumner Birch, predecessor of Bishop Manning.

That section of New York which may be surveyed from the eminence occupied by St. Simeon's was once known as the Annexed District, where was situated the historic Fleetwood Drive Park.

Auto Climbs Curb And Injures Five In City Snow Gang

Driver Is Arrested After Showeler Is Taken to Hospital With Fractured Skull; Others Are Hurt

A big auto-truck, operated by Michael Szegda, of 35 Washington Street, mounted the sidewalk in Beekman Street, between Front and South streets last night, bowled over half a dozen snow shovelers and injured five of them.


Morris Glick, twenty-eight years old, who lives in the Dupont Street Mission, suffered a fractured skull, thorax and ribs when he was crushed against the building. He was removed to Bellevue Hospital. The other men were able to leave for their homes after being attended.

The snow shovelers were gathered around a bonfire and did not see the approach of the truck. Szegda said that when he turned into Beekman Street he ran his truck upon the south side in order to avoid a snow pile which was near the north curb. He could not explain how the truck came to mount the sidewalk. He was served with a summons on a charge of driving on the wrong side of the street.

Mrs. Leon Galpin, fifty-one years old, of 60 West 42nd Street, Flushing, L. I., and her fourteen-year-old daughter, Guiney, were struck by a north-bound United States mail truck while crossing Third Avenue at Fifty-ninth Street last night. The mother suffered a possible fracture of the skull and was removed to Flower Hospital. The girl received bruises and lacerations. After three stitches had been taken in her lip she was discharged by a surgeon at Flower Hospital and returned to her home.

Louis Mouquin, III, three-year-old grandson of the restaurant proprietor, was cut about the face by fragments of glass last night when the automobile in which he was riding with his mother, Mrs. Louis Mouquin, Jr., and the automobile of Joseph Santoli, of 69 Gansevoort Street, collided at West Broadway and Washington Square.

The windshield of Mrs. Mouquin's machine was smashed. The boy was attended by a physician and continued his ride. Mrs. Mouquin lives at 304 East Fourth Street, Brooklyn.



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